

OCT 14 2005

**CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)**

Applicant(s): MARK D. AUSTIN ET AL

Docket No.

01056 (BLL-0210)

Application No.

09/821,031

Filing Date

March 30, 2001

Examiner

Nguyen

Group Art Unit

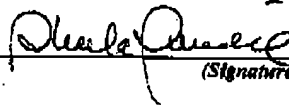
2682

Invention: **SYSTEM AND METHOD FOR DETERMINING MOBILE COMMUNICATION SYSTEM  
CARRIER FREQUENCY PROPAGATION CHARACTERISTICS**I hereby certify that this RCE Trans., Comb. Amend & Pet. for Ext. of Time, Resp. to OA Accompany, RCE, Fees  
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**REQUEST  
FOR  
CONTINUED EXAMINATION (RCE)  
TRANSMITTAL**Address to:  
Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Application Number	09/821,031
Filing Date	March 30, 2001
First Named Inventor	Mark D. Austin et al
Art Unit	2682
Examiner Name	Nguyen
Attorney Docket Number	01056 (BLL-0210)

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

**1. Submission required under 37 CFR 1.114**

Note: If the RCE is proper, any previously filed unentered and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- ii. ☐ Other \_\_\_\_\_

b. ☒ Enclosed

- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other Comb. Amend. Trans. & Pet. for Ext. of Time (1mo)

**2. Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(l) required)
- b. ☐ Other \_\_\_\_\_


**3. Fees**

The RCE fee under 37 CFR 1.17(a) is required by 37 CFR 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, any underpayment of fees, or credit any overpayments to Deposit Account No. 06-1130. I have enclosed a duplicate copy of this sheet.
- i. ☒ RCE fee required under 37 CFR 1.17(e)
- ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17)
- iii. ☐ Other \_\_\_\_\_
- b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Signature		Date	October 14, 2005
Name (Print / Type)	David A. Fox	Registration No.	38,807

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Signature	
Name (Print / Type)	
Date	

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 36 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing the burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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OCT 14 2005

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANT:	Mark D. Austin et al	)	
		)	
SERIAL NO.:	09/821,031	)	ART UNIT
		)	2682
FILED:	March 30, 2001	)	
		)	EXAMINER:
FOR:	SYSTEM AND METHOD FOR DETERMINING	)	Nguyen
	MOBILE COMMUNICATION SYSTEM	)	
	CARRIER FREQUENCY PROPAGATION	)	
	CHARACTERISTICS	)	

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Number 571-273-8300 on October 14, 2005

Sheila Smedick

Sheila Smedick  
signature

10-14-05  
date

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P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO OFFICE ACTION ACCOMPANYING RCE**

Applicants respectfully request entry of the following amendments and remarks contained herein in response to the Office Action mailed June 14, 2005 in conjunction with a RCE. Applicants respectfully submit that the amendments and remarks contained herein place the instant application in condition for allowance.